IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL WRIT PETITION NO. 8 OF 2006

ANITA KESHAV PARAB AND ANR., ...Petitioners

Versus

THE STATE THROUGH PUBLIC PROSECUTOR AND 4 ORS., ...Respondents

Mr. S. M. Walwaikar, Advocate for the Petitioners. Ms. W. Coutinho, P.P. for Respondent no.1.

Coram:- N. A. BRITTO, J.

Date:- 8th June, 2006

P.C.

Heard Shri S. M. Walwaikar, the learned Counsel on behalf of the petitioners/A1 to A5 in Sessions Case No. 11/2001.

Perused the Order of this Court dated 04.02.2005 and 30.06.2005. Perused the impugned Order dated 18.02.2006 of the learned Additional Sessions Judge, Mapusa. The submission of Shri Walwaikar is that the said accused would be examining A. K. Gupta, the Government Examiner of Questioned Documents, Government of India, first and in case necessary, thereafter, Shri R. K. Triwedi would be examined. If the said accused wish to examine the said two handwriting experts in a manner suggested on behalf of the said accused by the learned Advocate Shri Walwaikar, in relation to the entry "18.7.00 - 226A" at exhibit 132, then, in my view, the matter as regards their examination as defence witnesses has been clearly and unequivocally dealt with by Order of this Court dated 04.02.2005 in Criminal Writ Petition No.1/2005 and thus stands concluded by the said Order.

In a situation such as this, the learned Additional Sessions Judge would

have been justified in refusing to summon the said two witnesses. There is no merit in this petition. The same is hereby dismissed.

N. A. BRITTO, J.

arp/*